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| TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) | | | ATTORNEY'S DOCKET NUMBER 7790-X06-026 | |
|---|---|--|---|--|
| CONCERNING A SUBMISSION UNDER 35 U.S.C. 371 | | | U.S. APPLICATION NO. (If known, see 37 CFR 1.5) | |
| | TIONAL APPLICATION NO. 32005/050006 | INTERNATIONAL FILING DATE JANUARY 10, 2005 | PRIORITY DATE CLAIMED JANUARY 8, 2004 | |
| TITLE OF INVENTION | | | | |
| RAILWAY SAFETY APPARATUS APPLICANT(S) FOR DO/EO/US | | | | |
| Ian Robert Thomson and Peter Dooley | | | | |
| Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information: | | | | |
| 1. X | X This is a FIRST submission of items concerning a submission under 35 U.S.C. 371. | | | |
| l | This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371. | | | |
| 3. X | This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. | | | |
| | The US has been elected (Article 31). | | | |
| 5. X | A copy of the International Application as filed (35 U.S.C. 371(c)(2)) | | | |
| | a. Lad is attached hereto (required only if not communicated by the International Bureau). | | | |
| | b. X has been communicated by the International Bureau. | | | |
| | c. is not required, as the application was filed in the United States Receiving Office (RO/US). | | | |
| 6. X | An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). | | | |
| | a. X is attached hereto. | | | |
| | b. has been previously submitted under 35 U.S.C. 154(d)(4). | | | |
| 7. X | Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) | | | |
| | a. are attached hereto (required only if not communicated by the International Bureau). | | | |
| | b. have been communicated by the International Bureau. | | | |
| | c. have not been made; however, the time limit for making such amendments has NOT expired. | | | |
| | d. X have not been made and will not be made. | | | |
| 8. | An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). | | | |
| 9. X | An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). | | | |
| 10. | An English language translation of the Article 36 (35 U.S.C. 371(c)(5)). | annexes of the International Preliminary E | xamination Report under PCT | |
| Items | Items 11 to 20 below concern document(s) or information included: | | | |
| 11. X | An Information Disclosure Statement under 37 CFR 1.97 and 1.98. | | | |
| 12. | An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. | | | |
| 13. 🗵 | A preliminary amendment. | | | |
| 14. | An Application Data Sheet under 37 CFR 1.76. | | | |
| 15. | A substitute specification. | | | |
| 16. 🗌 | A power of attorney and/or change of address letter. | | | |
| 17. | A computer-readable form of the sequence listing in accordance with PCT Rule 13 <i>ter</i> .2 and 37 CFR 1.821- 1.825. | | | |
| 18. 🔲 | A second copy of the published International Application under 35 U.S.C. 154(d)(4). | | | |
| 19. | A second copy of the English language | e translation of the international application | under 35 U.S.C. 154(d)(4). | |

This collection of information is required by 37 CFR 1.414 and 1.491-1.492. The information is required to obtain or retain a benefit by the public, which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 15 minutes to complete, including gathering information, preparing, and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S.

Amount to be

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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. U.S. APPLICATION NO. (if known, see 37 CFR 1.5). INTERNATIONAL APPLICATION NO. ATTORNEY'S DOCKET NUMBER PCT/GB2005/050006 7790-X06-026 20. Other items or information: 4 SHEETS OF FORMAL DRAWINGS The following fees have been submitted CALCULATIONS PTO USE ONLY 21. 300 Examination fee (37 CFR 1.492(c)) \$ 200 If the written opinion prepared by ISA/US or the international preliminary examination report prepared All other situations.....\$200 Search fee (37 CFR 1.492(b)) If the written opinion of the ISA/US or the International preliminary examination report prepared by \$ 100 Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority.....\$100 International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB......\$400 All other situations.....\$500 600 TOTAL OF 21, 22 and 23 = Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing in compliance with 37 CFR 1.821(c) or (e) or computer program listing in an electronic medium) (37 CFR 1.492(j)). The fee is \$250 for each additional 50 sheets of paper or fraction thereof. Total Sheets Extra Sheets Number of each additional 50 or fraction RATE thereof (round up to a whole number) \$ - 100 ≂ /50 =x \$250 Surcharge of \$130.00 for furnishing any of the search fee, examination fee, or the oath or declaration \$ after the date of commencement of the national stage (37 CFR 1.492(h)). CLAIMS NUMBER FILED NUMBER EXTRA RATE \$ Total claims 18 - 20 = 0 x \$ 50 \$ Independent claims 3 \$200 \$ Х MULTIPLE DEPENDENT CLAIM(S) (if applicable) \$360 \$ TOTAL OF ABOVE CALCULATIONS = \$ 600 Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2. SUBTOTAL = \$ 300 Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1,492(i)). TOTAL NATIONAL FEE = \$ 300 Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied \$ by an appropriate cover sheet (37 CFR 3.28, 3.31), \$40.00 per property TOTAL FEES ENCLOSED = \$ 300 Amount to be \$ refunded:

A check in the amount of \$ _____ to cover the above fees is enclosed. Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 500601... A duplicate copy of this sheet is enclosed. d. X Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status. SEND ALL CORRESPONDENCE TO: SIGNATURE **CUSTOMER # 27317** PAUL D. BIANCO PAUL D. BIANCO NAME FLEIT KAIN GIBBONS GUTMAN BONGINI & 43,500 BIANCO P. L. REGISTRATION NUMBER 21355 EAST DIXIE HIGHWAY, SUITE 115 MIAMI, FLORIDA 33180 PBIANCO@FOCUSONIP.COM WWW.FOCUSONIP.COM